

**JUNE 14, 2016 MINUTES
REGULAR WHEATLAND CITY COUNCIL MEETING
WHEATLAND COMMUNITY CENTER
101 C STREET, WHEATLAND, CA
6:00 – 7:29 P.M.**

COUNCIL MEMBERS PRESENT: R. Coe, J. Henderson, L. McIntosh, R. West
*J. Pendergraph
* (arrived at 6:20 p.m.)

OTHERS PRESENT G. Greeson, City Manager
R. Miller, Administrative Services Director
T. Raney, Community Development Director
D. Schilling, City Engineer
A. Wightman, Police Chief
J. Waggershauser, Fire Chief

PLEDGE OF ALLEGIANCE:

Council member L. McIntosh led the pledge of allegiance.

PUBLIC COMMENT

Resident Jessie Benson presented information related to the Wheatland Ranch Neighborhood Watch Program Event on August 2, 2016.

CONSENT CALENDAR

It was moved by council member J. Henderson, seconded by R. Coe to **approve the minutes from the special City Council meeting on May 31, 2016.** Vote called – AYES: All. ABSENT: J. Pendergraph. Motion carried.

PUBLIC HEARING

R. Miller presented discussion of continuance of assessments for Wheatland-Premier Grove Landscaping and Lighting District. The Council adopted the Resolution of Intention to continue placing of assessments for the Wheatland-Premium Grove Assessment District at their meeting of May 31, 2016. That Resolution included the setting of the date for the required public hearing on the assessments for June 14, 2016. There has been no change to the methodology for establishing the assessments from the previous years of this district. The Cost of Living Adjustment of 3.17% was applied to the existing assessment amount to determine the next year's assessment. These assessments are intended to generate \$93,423 in revenues to be used for the maintenance of the park areas included along with street lighting in the district boundaries and other related expenses.

It was moved by Council member R. Coe, seconded by J. Henderson to **approve Resolution No. 10-16 Confirming Engineer's Report, Diagram, Annual Assessment, and Directing Auditor of Yuba County to Levy and Collect Assessments for Fiscal Years 2016-17 in the Wheatland-Premier Grove Landscaping and Lighting District.** Vote called – AYES: All. ABSENT: J. Pendergraph. Motion carried.

REGULAR CALENDAR

- 1) D. Schilling presented discussion of revising the water conservation goal and outdoor watering

restrictions. On June 9, 2015, in response to a multi-year drought and in response to the Governor's emergency drought declaration, the City Council of the City of Wheatland adopted Wheatland Municipal Code Chapter 13.54 concerning water conservation. In addition to adopting the conservation ordinance the City Council declared that drought conditions exist within the City, adopted policy establishing various stages for water conservation, declared a Stage 2 drought condition, set a conservation goal of 25%, and implemented water use restrictions pursuant to the new water conservation program. On November 13, 2015, Governor Brown issued Executive Order B-36-15 that directed the State Water Resources Control Board (Board) to extend restrictions through October 31, 2016, to assist in achieving statewide reductions in urban potable water usage if drought conditions persist through January 2016. The order also directed the State Water Board staff to monitor and evaluate precipitation, snowpack, reservoir storage levels, and other factors and report back to the Board in March and April 2016 and, if conditions warrant, bring a proposal for rescission or adjustment of water restrictions to the Board in May 2016. In May 2016, the Board reviewed the precipitation data and issued changes to the State's Water Code to prevent the waste and unreasonable use of water and to meet the requirements of the Governor's Executive Order B-36-15. The most significant change eliminated the previously mandated statewide reduction percentages and instead requires each urban water supplier to reduce its total potable water production by the percentage identified as its own conservation standard. Each urban water supplier's conservation standard must consider impacts realized to its water supply between 2013 and 2015 and the service area's relative per capita water usage. The State Water Resources Control Board (Board), in accordance with the Governor's Executive Order, has relaxed statewide conservation regulations by allowing local water suppliers to determine their own conservation goals within State mandated guidelines. With this action the Board acknowledges that the State's drought situation has improved to some extent over the last year. The Board's guidelines will allow the City to determine its own conservation standards by examining the impacts to the City's water supply since the drought began and projecting additional impacts over a three year period. Wheatland's ground water levels have decreased an average of approximately 1.3-feet per year over the last six years. Considering that each well is at least 100-feet below the current ground water surface, the City appears to have sufficient margin to reduce its conservation efforts at this time. Staff will continue to collect monthly ground water data and monitor ground water trends. Staff anticipates that ground water levels will begin to recover (trend upward) if the region continues to receive near normal precipitation. The City's overall supply has declined slightly but not significantly since the drought and, therefore, outdoor watering standards may be relaxed based on the supposition that ground water supplies are sufficient to carry the City through an additional three years of drought and that the current drought cycle will continue to diminish during that period. Wheatland Municipal Code section 13.54.020 B states: A Stage 1 drought condition may be declared in a single-year drought or when there are minimal water supply impairments. A Stage 2 drought condition may be declared when there is a notable water supply reduction, a multi-year drought, or a water shortage condition declared by the city engineer. A Stage 3 drought condition may be declared when there are substantial water supply reductions or water system impairment, a multi-year drought, or a water shortage or drought emergency declared by the federal or state government. A Stage 4 drought condition may be declared when there are catastrophic water supply reductions or water system impairment or a multi-year drought. (Ord. 455 § 3, 2015) Since the State is currently in its fourth year of drought (a multi-year drought) Stage 1 does not apply. However the policy outlined in Stage 2 seems to most closely fit the City's current situation. Stage 2 requires conservation goals up to, but not necessarily 25%. In the 2015 calendar year the City conserved water at a rate of 30.6% when compared to usage in 2013. So far in 2016 the City has conserved 24.4% versus 2013 usage. If Council modifies the conservation requirements, Staff will inform the public of any changes by directly mailing an informational flyer to water customers, posting the flyer on the City's website and displaying watering information on two roadside electronic signs.

It was moved by Council member J. Henderson, seconded by L. McIntosh to **adopt Resolution No. 11-16 Revising Stage 2 Water Conservation Goal and Outdoor Watering Restrictions**. Vote called – AYES: All. ABSENT: J. Pendergraph. Motion carried.

2) D. Schilling presented discussion of additional grant funds for Safe Routes to School Gap Closure Project Federal Project No. SRTS-5478(006). On April 12, 2016, the City Council adopted a resolution to authorize the City Manager to enter into a construction contract with the S.T Rhoades Construction, Inc. for two federally funded Safe Routes to School Projects in the amount of \$383,592 and authorize the City Manager to execute change orders up to the maximum grant amounts. One of the two Safe Routes to School Projects involves the construction of sidewalks, curb ramps, minor drainage improvements, and pavement widening along Highway 65 for about 500-foot south of McDevitt Drive (identified in the bid documents as Alternate A). Originally this segment of the project included just curb, gutter and sidewalk. However, the work along Highway 65 is within Caltrans right-of-way and required that the City obtain an encroachment permit from Caltrans. As a condition of issuing an encroachment permit, Caltrans required much more work on this segment than originally anticipated in the grant application. The additional work raised the cost of this segment to approximately \$128,000 which exceeded the City's grant by about \$106,000. After several inquiries by Staff to obtain additional funding, Caltrans Office of Local Assistance (the federal grant administration division of Caltrans) tentatively agreed to provide the City with additional grant funds to complete the work along Highway 65 south of McDevitt Drive. A justification letter was submitted to assist with the final determination. Caltrans agreed with the justification and began processing the request. Subsequently, the City has received documentation confirming the additional grant funding will be committed to the project and final authorization is pending as of the time this staff report was prepared. Staff confirmed that the Contractor would honor their original bid for the work involved with Alternate A and a draft change order was signed by the Contractor. Staff is requesting that the current year budget be amended to include the additional grant funds for the Gap Closure Project and authorize the City Manager to execute change orders up to the revised grant amount.

It was moved by Council member R. Coe, seconded J. Henderson to adopt **Resolution No. 12-16 Amending the Fiscal Year 2015-16 Budget and Authorizing the City Manager to Execute Contract Change Orders up to the Revised Maximum Grant Amount.** Vote called – AYES: All. ABSENT: J. Pendergraph. Motion carried.

REPORTS

A. Wightman reported on the McDevitt Drive traffic report from January through May, 2016.
T. Raney reported on the Recology Green Rail Project update.

CLOSED SESSION

No reportable action.

ADJOURN

There being no further business, Mayor Jay Pendergraph adjourned the meeting at 7:29 p.m.

Minutes approved and adopted this 28th day of June, 2016.

Jay Pendergraph, *Mayor*

Lisa J. Thomason, *City Clerk*